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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

In re Subpoenas to Bingham McCutchen LLP and
William F. Abrams and Beth H. Parker and
Motion To Quash

N.D. Cal. Case Nos. 08-80180 & 08-
80182

NICHIA AMERICA CORPORATION, a
Pennsylvania corporation; and NICHIA
CORPORATION, a Japan corporation,

Plaintiffs,

v.

SEOUL SEMICONDUCTOR, CO., LTD., a
Korea corporation; and SEOUL
SEMICONDUCTOR, INC., a California
corporation,

Defendants.

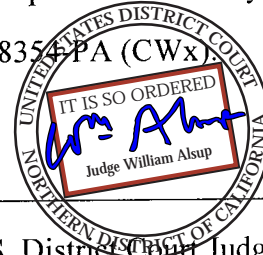
No. CV07-08354-PA (CWx) (Central
District)

**~~PROPOSED~~ ORDER RE MOTIONS
FOR PROTECTIVE ORDER AND
MOTION TO QUASH SUBPOENAS**

This Court considered the Motion of non-parties Bingham McCutchen LLP,
William F. Abrams and Beth Parker for a protective order and for sanctions, and the Motion to
Quash filed by the Seoul Semiconductor defendants. GOOD CAUSE appearing to this Court, IT
IS HEREBY ORDERED that the subpoenas seeking documents and depositions of Bingham
McCutchen LLP, William F. Abrams, and Beth H. Parker are hereby quashed and shall not be
enforced. Bingham, Mr. Abrams, and Ms. Parker shall not be required to appear for deposition.
Sanctions are denied. This order is without prejudice to Judge Anderson revisiting this issue in
the Central District matter.

By noon on Friday, September 19, 2008, Bingham shall file with the Court a
privilege log identifying any actual or draft press releases and the correspondence or emails that
are directly related to the three press releases at issue in the Central District matter or a
declaration stating there are none. Bingham is not required to log any "after-the-fact"
correspondence, email or other such documents that followed the publication of any of the press
releases at issue in the Central District matter, case no. CV07-08354-PA (CWx).

DATED: September 19, 2008



U.S. District Court Judge
Honorable William Alsup